

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Application No.: 10/806,790
Applicant(s): Gary D. Newton
Filed: 03/23/2004
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Docket No.: 50010.0001
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Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT PURSUANT TO 37 CFR § 1.111

Sir:

This Amendment is submitted in response to the non-final Office Action dated December 16, 2005, which set a shortened statutory period of three months, making any response due by March 16, 2006.

Examiners courtesy in granting Applicant's Attorney an interview on December 7, 2005 regarding a Restriction Requirement originally entered in this case is greatly appreciated. A copy of the Interview Summary is attached hereto. Applicant's Attorney made two points during the interview. First, Applicant's Attorney pointed out that the claims as written are generic to all embodiments disclosed and/or claimed; and, second, that the embodiments shown in the drawings incorporate the same inventive elements and, therefore, the two are not patentably distinct.

Examiners courtesy in granting Applicant's Attorney a second interview on January 3, 2006 regarding proposed amendments to independent claims 1,10, and 15 is greatly appreciated. A copy of the Interview Summary is attached hereto. Applicant's Attorney and the Examiner

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

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- ☐ deposited with the United States Postal Service in an envelope addressed to the Mail Stop Non-Fee Amendment, Commissioner for Patents, Alexandria, P.O. Box 1450, VA 22313-1450.
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Alla Meyer
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reached agreement that addition of a limitation regarding placement of the planer surface perpendicular to the inlet (flow) would overcome the reference and place the application in condition for allowance.

Reconsideration of the rejections in light of the amendments to the claims and the arguments contained in this Amendment is respectfully requested.

Amendments to the Specification – Page 3

Amendments to the Claims are reflected in the listing of claims, which begins on page 4 of this paper.

Amendments to the Drawings - NONE

Remarks/Arguments begin on page 8 of this paper.

An Appendix – NONE